

#4

Express Mail No. EL 752244081 US

9D-RG-19189  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: McIntyre et al.

Serial No.: 09/609,560

Art Unit:

Filed: June 30, 2000

Examiner:

For: RANGE OVEN CONTROL  
SYSTEMRECEIVED  
APR 09 2002

OFFICE OF PETITIONS

**PETITION TO REVIVE PATENT APPLICATION FOR UNINTENTIONAL FAILURE TO  
RESPOND TO NOTICE OF MISSING PARTS (37 C.F.R. § 1.137(b))**

Box DAC  
Hon. Commissioner for Patents  
Washington, D.C. 20231

Pursuant to 37 C.F.R. § 1.137(b), this is a petition for revival of an unintentionally abandoned application. Particularly, a Notice To File Missing Parts Of Nonprovisional Application was mailed by the U.S. Patent and Trademark Office (USPTO) on August 30, 2000, in the above-referenced patent application. The response to missing parts was due on October 30, 2000. The response to missing parts was unintentionally not submitted. A Notice of Abandonment has not been received.

The following authorizations and statements are provided in accordance with 37 C.F.R.

1.137(b):

- (1) Authorization to charge the late filing fee to a deposit account is set forth below in Paragraph (4).
- (2) Authorization to charge the petition fee (37 C.F.R. 1.17(m)) is set forth below in Paragraph (4).
- (3) The entire delay in the filing of the required reply from the due date for the reply until the filing of this petition was unintentional.

095000000000

04/09/2002 SSANHARA 08000001 012394

1200.00 CH  
01 FG:141

Express Mail No. EL 752244081 US

9D-RG-19189  
PATENT

(4) Fees:

a.	Late Filing Fee Surcharge (37 C.F.R. 1.16(e))	\$ 130.00
b.	Petition Fee (37 C.F.R. 1.17(m))	<u>\$ 1,280.00</u>
c.	TOTAL FEES DUE:	<u>\$ 1,410.00</u>

The Commissioner is hereby authorized to charge payment of the total fees due in the amount of \$1,410.00, any deficiencies in the enclosed fees, or credit any overpayment, to Deposit Account No. 01-2384. A duplicate copy of this petition is enclosed.

(5) Enclosed is a required response to the notice of missing parts including:

- a. Part 2 - Copy of the Notice To File Missing Parts Of Nonprovisional Application
- b. An originally signed Declaration And Power Of Attorney of Michael Lee McIntyre and Sergio Alberto Vinocur
- c. An originally signed Declaration And Power Of Attorney of Mark Heimerdinger
- d. An originally signed Declaration And Power Of Attorney of Wolfgang Daum

As set forth above, the delay in responding to the notice of missing parts was unintentional.

Therefore, Applicants respectfully request that the subject application be revived.

Respectfully Submitted,

  
Thomas M. Fisher  
Registration No. 47,564  
ARMSTRONG TEASDALE LLP  
One Metropolitan Square, Suite 2600  
St. Louis, Missouri 63102-2740  
(314) 621-5070